

REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith, which place the application into condition for allowance. The present amendment is being made to facilitate prosecution of the application.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 1-37 are currently pending. Claims 1, 13, 14 and 26, which are independent, are hereby amended. No new matter has been introduced. Support for this amendment is provided throughout the Specification as originally filed, and specifically, at page 10, lines 3-10. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. REJECTIONS UNDER 35 U.S.C. §103(a)

Claims 1, 3-14, 16-26 and 28-37 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. Patent No. 5,802,467 to Salazar et al. in view of U.S. Patent No. 6,061,435 to Grundvig et al. and further in view of U.S. Patent No. 6,532,592 to Shintani et al. and JP 60241383 or U.S. Patent No. 5,636,211 to Newlin et al. or U.S. Patent No. 6,212,282 to Mershon.

Claims 2, 15 and 27 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Salazar et al. in view of Grundvig et al. and Shintani et al. and further in view of JP 60241383 or Newlin et al. or Mershon as applied to claim 1, and further in view of U.S. Patent No. 6,470,189 to Hill et al.

Claim 1 recites, *inter alia*:

“A telephone set comprising...

a radio communication means...

wherein said radio communication means is simultaneously operable in at least two different frequency bands...” (emphasis added)

As understood by Applicants, U.S. Patent No. 5,802,467 to Salazar et al. relates to an interactive microprocessor based wireless communication device that includes sound and data transceivers, signal detection and coupling devices, a signal conversion device, a voice recording, a playback and storage device, a voice activated device, a display device, a touch screen or similar device, sensors, a frequency generation device, sound detection and reproduction devices. A power source performs generalized two-way wireless communications, command, control and sensing functions by using radio and infra-red frequency communication links.

As understood by Applicants, U.S. Patent No. 6,061,435 to Grundvig et al. relates to a cordless telephone handset of a cordless telephone system that includes a user input unit, a signal processor and an output driver. The signal processor is coupled to the user input unit and processes user input received via the user input unit. The output driver receives processed information from the signal processor and selectively outputs the processed information to at least one of a plurality of output devices.

U.S. Patent No. 6,532,592 to Shintani et al. relates to a bi-directional communications link between a television set and a remote control unit that assists a viewer in controlling an entertainment system. The television set can signal the remote control unit to confirm instruction signal received from the remote control unit. The television can also transmit electronic program guide information to the remote control unit, which is displayed on a display device on the remote control unit. The television can send the remote control unit a listing of available sub-channels within a single digital channel. The listing is displayed on the remote's display device, and the viewer can then choose from among the sub-channels.

As understood by Applicants, JP 60241383 relates to eliminating the cord of a headphone in a portable television receiving set by incorporating a transmitting circuit that converts a sound signal to a modulating signal, and emitting a faint radio wave.

As understood by Applicants, U.S. Patent No. 5,636,211 to Newlin et al. relates to a universal multimedia access apparatus for accessing multimedia applications provided by a multimedia network. The universal multimedia access apparatus accesses a predetermined one of the plurality of multimedia applications using an application-specific module interfaced, the application-specific module being selected from a plurality of application-specific modules.

As understood by Applicants, U.S. Patent No. 6,212,282 to Mershon relates to a wireless speaker system that includes a remote speaker device cooperating with a transmission unit. The remote speaker device includes a remote wireless communication device connected to a speaker via a digital to analog converter. The remote speaker device also includes a keypad. The transmission unit comprises an analog to digital converter and a source wireless communication device. The transmission unit may be connected to a home audio source such as

a stereo. The transmission unit may also include a control device for controlling the home audio source via the keypad.

Applicants submit that Salazar, Grundvig, Shintani, JP 60241383, Newlin, and Mershon - taken either alone or in combination - do not teach or suggest the above-identified features of claim 1. Specifically, Applicants submit that there is no teaching or suggestion of a radio communication means that is simultaneously operable in at least two different frequency bands, as recited in claim 1. Therefore, Applicants submit that independent claim 1 is patentable.

For reasons similar to or somewhat similar to those described above with regard to independent claim 1, amended independent claims 13, 14 and 26 are also believed to be patentable.

Therefore, Applicants submit that independent claims 1, 13, 14 and 26 are patentable.

III. DEPENDENT CLAIMS

The other claims are dependent from one of the independent claims, discussed above, and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

CONCLUSION

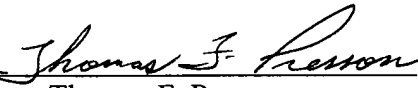
In the event the Examiner disagrees with any of statements appearing above with respect to the disclosure in the cited reference, or references, it is respectfully requested that the Examiner specifically indicate those portions of the reference, or references, providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

By 
Thomas F. Presson
Reg. No. 41,442
(212) 588-0800